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6 **Attorneys for Plaintiff**
MONUMENTAL LIFE INSURANCE
7 **COMPANY**

8
9 **UNITED STATES DISTRICT COURT**
10 **NORTHERN DISTRICT OF CALIFORNIA, SAN JOSE DIVISION**

11
12 **MONUMENTAL LIFE INSURANCE**
COMPANY,

13 **Plaintiff,**

14 **vs.**

15 **THERESA WILLIAMS;**
16 **ESSIE STALLWORTH,**

17 **Defendant.**

Case No. C09 00781-PVT

(Hon. Patricia V. Trumbull,
Courtroom 5)

STIPULATED JUDGMENT AND
ORDER FOR DISMISSAL

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19 Upon reading the Stipulation Re Judgment In Interpleader and for Order for
20 Dismissal made and entered into by plaintiff Monumental Life Insurance Company
21 ("Monumental") and defendants Theresa Williams ("Williams") and Essie
22 Stallworth ("Stallworth"), and it appearing to the satisfaction of the Court that
23 conflicting claims have been made to the lump sum death benefits due and owing
24 under Monumentals' policy nos. MM3434249 and MM4216517 more fully
25 described in Monumental's Complaint in Interpleader (the "Interpleader Action") as a
26 result of the death of Louise Williams Dixon ("Dixon"); that Monumental has
27 deposited with the Clerk of the Court the sum of Six Thousand Nine Hundred
28 Sixteen Dollars and 45/100 (\$6,916.45); that this sum is the total amount due and

owing to anyone from Monumental on account of Dixon's death; that the Interpleader Action is properly filed and that this is a proper cause for interpleader, that the parties have settled their adverse claims to the interpleader funds on deposit with the Court, and good cause appearing:

IT IS HEREBY ORDERED, ADJUDICATED AND DECREED:

1. That the Interpleader Action filed herein by Monumental is properly filed and that this is a proper cause for interpleader and that Monumental is hereby granted judgment in interpleader;

2. That the parties have stipulated to entry of this final Judgment and Order for Dismissal;

3. That the parties hereto and their respective representatives, attorneys, agents and employees are hereby released, discharged and acquitted of and from any and all liability of any kind or nature whatsoever to each other arising from any claim set forth, or which could have been set forth, in this action, the subject policies of insurance and/or the lump sum death benefits due and owing thereunder by reason of Dixon's the death as more fully described in the Interpleader Action;

4. That Monumental has waived its rights to recover attorneys fees and/or costs of suit arising out of the Interpleader Action;

5. That Stallwroth is awarded the total sum of Two Thousand Dollars (\$2,000.00) to be paid out of the interpleader funds on deposit with the Court by check or warrant made payable to "Essie Stallworth" and mailed to 117 Lamar Estate Road, Selma, AL 36703-5558.

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